

Remarks

Applicant has carefully examined the Office Action of March 3, 2011, in which claims 1-5 are pending and were rejected. Further examination is respectfully requested in light of the following comments.

Claims 1-5 were rejected on the ground of non-statutory obviousness-type double patenting as being unpatentable over claims 1, 4 and 7 of USPN 6,152,144. Applicants respectfully traverse the rejection.

Attention is called to the terminal disclaimer filed September 27, 2007 and the acceptance thereof, recorded in the file wrapper on October 5, 2007, in which the terminal part of any term of a patent granted on the present application beyond that of USPN 6,152,144 has been disclaimed.

Accordingly, applicant believes the rejection is moot, as it has already been overcome.

In view of the foregoing, all pending claims are believed to be in condition for allowance. Further examination, reconsideration, and withdrawal of the rejections are respectfully requested. Issuance of a Notice of Allowance in due course is anticipated. If a telephone conference might be of assistance, please contact the undersigned attorney at (612) 677-9050.

Respectfully submitted,

Date: June 10, 2011


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